

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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JOHN TAMBURELLO,	:	
Plaintiff,	:	
	:	
v.	:	Civil No. 5:20-cv-06153-JMG
	:	
CITY OF ALLENTEWON,	:	
Defendant.	:	

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**ORDER**

**AND NOW**, on this 3rd day of August, 2021, upon consideration of Defendant's Motion to Dismiss and/or Strike Plaintiff's Complaint (ECF No. 5), and Plaintiff's response thereto (ECF No. 6), it is hereby **ORDERED** that the Motion (ECF No. 5) is **GRANTED in part and DENIED in part** as follows:

1. Plaintiff's hostile work environment claims (Counts III and IV) are **DISMISSED without prejudice**. Plaintiff may file an amended complaint no later than **August 23, 2021**.
2. Defendant's request to strike paragraphs 16 through 33 of the complaint is **DENIED**.

BY THE COURT:

*/s/ John M. Gallagher*  
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JOHN M. GALLAGHER  
United States District Court Judge